



Agenda Date: 7/29/09
Agenda Item: 2D

STATE OF NEW JERSEY
Board of Public Utilities
Two Gateway Center
Newark, NJ 07102
www.nj.gov/bpu/

ENERGY

IN THE MATTER OF THE PETITION OF PUBLIC)	DECISION AND ORDER
SERVICE ELECTRIC AND GAS COMPANY TO MODIFY)	ADOPTING INITIAL DECISION
ITS MANUFACTURED GAS PLANT (MPG))	AND
REMEDATION COMPONENT WITHIN ITS ELECTRIC)	APPROVING STIPULATION
SOCIETAL BENEFITS CHARGE (SBC) AND ITS GAS)	OF SETTLEMENT
SBC; FOR A BOARD ORDER FINDING THAT ITS MGP)	
REMEDATION WORK PERFORMED DURING THE)	
REMEDATION ADJUSTMENT CHARGE (RAC) 15)	
PERIOD, AUGUST 1, 2007 TO JULY 31, 2008 WAS)	
PRUDENT; THAT THE RESULTING RAC 16 COSTS)	
ARE REASONABLE AND AVAILABLE FOR RECOVERY;)	
AND TO MAKE CHANGES IN THE TARIFF FOR GAS)	
SERVICE B.P.U.N.J. NO. 14, PURSUANT TO)	BPU DKT. NO. ER08121041
<u>N.J.S.A. 48:2-21</u> AND <u>N.J.S.A. 48:2-21.1</u>)	OAL DKT. NO. PUC 1290-09

(SERVICE LIST ATTACHED)

BY THE BOARD:

Public Service Electric and Gas Company ("Petitioner", "PSE&G" or "Company") filed a petition with the New Jersey Board of Public Utilities ("Board") on December 2, 2008, seeking an Order finding that the Company's Manufactured Gas Plant Remediation ("MGP") work ("Program") performed during the period August 1, 2007 through July 31, 2008 for remediation of its former manufactured gas plants was prudent and that the resulting net annual Remediation Adjustment Charge ("RAC") costs for the period covered ("RAC 16") are reasonable and appropriate for rate recovery. The Company is also requesting Board approval of revised tariff sheets for the RAC components of its gas Societal Benefits Charge ("SBC") rates and its electric SBC rates and for gas co-generation customers in accord with their Board-approved contract terms. The RAC is a separate component of the SBC.

The RAC allows for recovery of Petitioner's reasonably incurred MGP costs, amortized over a seven year rolling average period, and carrying charges tied to seven-year treasuries plus sixty basis points. PSE&G's Program costs are allocated to electric and gas customers on a 60/40 percent basis pursuant to prior Board Orders.

The Company's petition seeks to increase its RAC revenues by approximately \$16.398 million annually, of which \$8.865 million is applicable to its gas customers and \$7.533 million is applicable to its electric customers. If approved, the current gas RAC factor of 0.4159 cents per

therm (including Sales and Use Tax, "SUT") would be increased to 0.7200 cents per therm (including SUT). The current secondary service electric RAC factor of 0.0017 cents per kWh (including losses and SUT) would be increased to 0.0199 cents per kWh (including losses and SUT) with other electric services by voltage level (Primary, Sub-transmission and High Voltage) increased accordingly. The bill of a typical residential gas heating customer using 200 therms per month during the winter months and 1,210 therms on an annual basis would increase from \$1,758.36 to \$1,762.08 or by \$3.72 or approximately 0.21%, under the Company's proposal. The bill of a typical residential electric customer using 722 kilowatt-hours per summer month and 6,960 kilowatt-hours on an annual basis would increase from \$1,252.48 to \$1,253.84 or by \$1.36 or approximately 0.11%, under the Company's proposal.

The RAC 16 Program costs incurred during the twelve-month period ending July 31, 2008, aggregate \$37.614 million (net of insurance proceeds and other recoveries). In addition, the Company has identified \$53,505 of Natural Resource Damage ("NRD")-related MGP costs in the RAC 16 period, plus \$8,543 in NRD-related carrying costs from its RAC 12 proceeding through the end of the recovery period for RAC 16, for a total of \$62,048 of NRD-related MGP costs. The Company has agreed to defer recovery of these costs, pending review by the Board.

This matter was transmitted to the Office of Administrative Law and assigned to Administrative Law Judge ("ALJ") Irene Jones.

Notice of the Company's requested increase in the RAC component of its SBC rates was published in newspapers of general circulation in Petitioner's service territory. Public hearings for the SBC filing were held on June 1, 2, and 4, 2009, in Hackensack, N.J., New Brunswick, N.J. and Mt. Holly, N.J., respectively. Six customers attended the New Brunswick hearing; three of which expressed concern about their utility bills increasing. No one from the public attended the other hearings.

The Company, the staff of the Board, and the New Jersey Department of the Public Advocate, Division of Rate Counsel (collectively, the "Parties") were the only parties of record in this matter. Subsequent to discovery and discussions, the Parties executed the attached Settlement on June 24, 2009. The salient points of the Settlement are as follows:

- The MGP Remediation work performed during the RAC 16 period, August 1, 2007 to July 31, 2008, was prudent and reasonable, and the resulting RAC 16 costs of \$37.614 million (net of insurance proceeds and other recoveries) are reasonable and appropriate for recovery. This amount has been reduced to reflect a deferral of \$53,505 of NRD related MGP expenses incurred during the RAC 16 period, plus \$8,543 in NRD related carrying costs from RAC 12 through the end of the recovery period for RAC 16, for a total of \$62,048 of NRD-related MGP costs that are being deferred for future rate recovery.
- Petitioner's current gas RAC rates shall be increased by \$8.865 million (including SUT) on an annual basis, and Petitioner's current electric RAC rates shall be increased by \$7.533 million (including SUT) on an annual basis, for a total annual increase in RAC related revenues of approximately \$16.398 million. Similarly, the Company's current secondary service electric RAC factor of \$0.0126 per kWh (including losses and SUT) would be increased to \$0.0017 per kWh (including losses and SUT). Petitioner's other electric services by voltage level (Primary, Sub-transmission and High Voltage) will also be increased accordingly. Similarly, Petitioner's current gas RAC factor of \$0.4159 per therm (including SUT) would be increased to \$0.7200 per therm (including SUT).

- The agreed upon RAC factors are set so that Petitioner may recover \$21.988 million through its gas SBC and \$8.272 million through its electric SBC, or a total of approximately \$30.26 million annually.
- Upon Board approval of the above rates, the Company is authorized to issue 1) a revised Gas SBC tariff sheet No. 41 that reflects the revised RAC charges set forth in the Settlement and 2) a revised Electric SBC tariff sheet No. 57 that reflects the agreed upon revised RAC charges set forth in the Settlement.
- The revised RAC factors for gas customers and electric customers and for gas co-generation customers in accordance with their Board approved contract terms, shall remain in effect until new RAC rates are approved by the Board
- PSE&G credited all net proceeds from the sale or lease of MGP properties that occurred during the RAC 16 period to the RAC balance.
- PSE&G will periodically conduct audits of its RAC expenditures, similar to its other expenses. RAC related expenditures will continue to be subject to Board audit.
- The Company's revised RAC factors shall remain in effect until new RAC rates are approved by the Board.

On July 1, 2009, ALJ Jones issued her Initial Decision in this matter finding that the Parties had voluntarily agreed to the Settlement as evidenced by the signatures of the parties or their representatives, and that the Settlement fully disposes of all issues in controversy and is consistent with law.

DISCUSSION AND FINDINGS:

The Board has reviewed the attached Initial Decision and Settlement of the Parties and FINDS them to be reasonable and in the public interest. The Board FINDS that the Company's MGP remediation work performed during the RAC 16 period of August 1, 2007 through July 31, 2008 was prudent, and the resulting net annual RAC costs of \$37.614 million (net of insurance proceeds and other recoveries) are reasonable and appropriate for rate recovery

Accordingly, the Board ADOPTS the Initial Decision and the Settlement in their entirety, incorporating the terms and conditions thereof into this Order as if they were set forth at length herein. The Board ORDERS that Petitioner's gas RAC factor for gas customers other than contract customers be increased from 0.4159 cents per therm (including SUT) to 0.7200 cents per therm (including SUT). The Board ORDERS an increase in Petitioner's electric RAC factor for electric customers from 0.0017 cents per kWh (including SUT) to 0.0199 cents per kWh (including losses and SUT) with other voltages increased accordingly.

These rates are set so that Petitioner may recover \$21.988 million through its gas SBC and \$8.272 million through its electric SBC, or a total of approximately \$30.26 million annually, representing 1/7 of the RAC 10 through RAC 16 expenditures..

The Board FURTHER ORDERS that the NRD related costs of \$1,020 from RAC 11, \$2,029 from RAC 12, \$7,497 from RAC 13, \$60,755 from RAC 14, and \$579 from RAC 15 which have

been removed from the Company's RAC rates and deferred for future rate recovery during PSE&G's RAC 15 proceeding by Order dated October 3, 2008 in Docket Number ER07120970, shall continue to be deferred until such time as the Board addresses the rate recoverability of NRD-related expenditures through the RAC mechanism.

The Settlement shall become effective as of the date of this Order.

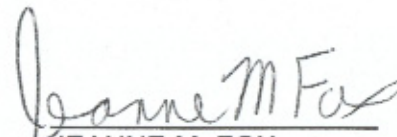
The Board HEREBY DIRECTS the Company to submit revised tariff sheets that conform to the terms and conditions of this Order within ten (10) days from the effective dates of the rates.

The Company's RAC costs shall remain subject to on-going audit by the Board. Additionally, the Company will periodically conduct audits of these expenses.

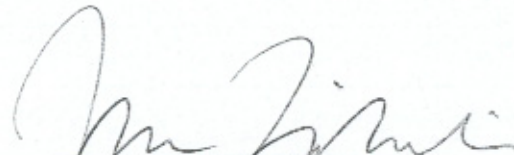
This Decision and Order shall not preclude nor prohibit the Board from taking any actions determined to be appropriate as a result of any such audit.

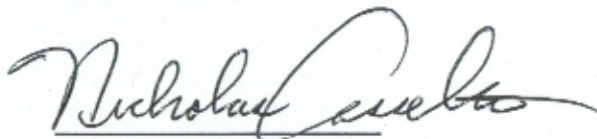
DATED: 7/31/09

BOARD OF PUBLIC UTILITIES
BY:


JEANNE M. FOX
PRESIDENT

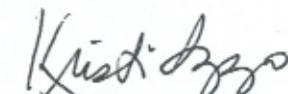

FREDERICK F. BUTLER
COMMISSIONER


JOSEPH L. FIORDALISO
COMMISSIONER

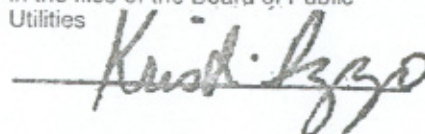

NICHOLAS ASSELTA
COMMISSIONER


ELIZABETH RANDALL
COMMISSIONER

ATTEST:


KRISTI IZZO
SECRETARY

I HEREBY CERTIFY that the within
document is a true copy of the original
in the files of the Board of Public
Utilities



I/M/O THE MOTION OF PSE&G COMPANY TO MODIFY ITS MGP REMEDIATION COMPONENT WITHIN ITS ELECTRIC SBC AND ITS GAS SBC; FOR A BOARD ORDER FINDING THAT ITS RAC 16 PERIOD, AUGUST 1, 2007 TO JULY 31, 2008 WAS PRUDENT; THAT THE RESULTING RAC 16 COSTS ARE REASONABLE AND AVAILABLE FOR RECOVERY; AND TO MAKE CHANGES IN THE TARIFF FOR GAS SERVICE B.P.U. N.J. NO.14, PURSUANT TO N.J.S.A. 48:2-21 AND N.J.S.A. 48:2-21.1
BPU DOCKET NO. GR08121041

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CMS
BESLOW
RPA

NORBAU
TENZER

PATMAUDE
JANNACONE
ELECTRIC



State of New Jersey
OFFICE OF ADMINISTRATIVE LAW

INITIAL DECISION

SETTLEMENT

OAL DKT. NO. PUC 1290-09

AGENCY DKT. NO. ERO8121041

**IN THE MATTER OF THE PETITION
OF PUBLIC SERVICE ELECTRIC AND
GAS COMPANY – REMEDIATION
ADJUSTMENT CHARGE (RAC) 16 PERIOD.**

Gregory Einsenstark, Assistant Corporate Rate Counsel, for petitioner Public Service
Electric and Gas

Alex Moreau, Deputy Attorney General, for respondent Board of Public Utilities
(Anne Milgram, Attorney General of New Jersey, attorney)

Judith Appel and Henry M. Ogden, Assistant Deputy Advocates (Ronald K. Chen,
Public Advocate, Stephanie A. Brand, Director)

Record Closed: June 25, 2009

Decided: June 30, 2009

BEFORE IRENE JONES, ALJ:

On December 1, 2008, Public Service Electric and Gas ("Petitioner" or the "Company"), a public utility of the State of New Jersey filed a petition with the Board of Public Utilities ("BPU") pursuant to N.J.S.A. 48:2-21, and N.J.A.C. 14:1-5.12. Petitioner

sought an order finding that its manufactured Gas Plant (MGP) Remediation work performed during the RAC 16 period, August 1, 2007 to July 31, 2008 was prudent and that the resulting RAC 16 costs are reasonable and appropriate for recovery. The company also requested approval of its revised tariff sheets for the RAC components of its gas Societal Benefits Charge (SBC) and electric SBC rates that would result in increased annual RAC revenues from the Company's gas customers of approximately \$8.865 million and increased annual RAC revenues from the company's electric customer of approximately \$7.533 million.

The matter was transmitted to the Office of Administrative Law ("OAL") on January 16, 2009, for hearing as a contested case pursuant to N.J.S.A. 52:14B-1 to 15 and N.J.S.A. 52:14F-1 to 13. After the prehearing conference on March 11, 2009, the matter was scheduled for hearing on June 24, 2009. Prior to the hearing date, the parties advised that the matter had settled. An electronic copy of the Settlement Agreement was filed on or about June 23, 2009.

I have reviewed the record and terms of the Stipulation of Settlement and **FIND:**

1. The parties have voluntarily agreed to the settlement as evidenced by the signatures of the parties or their representatives.
2. The settlement fully disposes of all issues in controversy and is consistent with law.

Therefore, it is **ORDERED** that the parties comply with the settlement terms and that these proceedings be and are hereby concluded.

I hereby **FILE** my initial decision with the **BOARD OF PUBLIC UTILITIES** for consideration.

This recommended decision may be adopted, modified or rejected by the **BOARD OF PUBLIC UTILITIES**, which by law is authorized to make a final decision in

this matter. If the Board of Public Utilities does not adopt, modify or reject this decision within forty-five days and unless such time limit is otherwise extended, this recommended decision shall become a final decision in accordance with N.J.S.A. 52:14B-10.

June 30, 2009
DATE

Irene Jones
IRENE JONES, ALJ

Date Received at Agency: 7/1/09

Floyd Long J.

Date Mailed to Parties:

sej/jb

COPY



COPY

State of New Jersey
OFFICE OF ADMINISTRATIVE LAW
33 Washington Street
Newark, New Jersey 07102
(973) 648-6008
(973-648-6058)

Robert J. Giordano, ALJ &
Manager of Organizational Development

NORTH

Date _____

Re: Initial Decisions for Receipt

We are hereby forwarding to you the following decisions from the office of Administrative Law. **Receipt is acknowledged as of the next business day of the date indicated below.** Should a listed decision not be included in this batch, please call 973-648-6008.

OAL Docket No. PUC

Case Name

1290-09

IN the Matter of the
PETITION OF Public
Service ELECTRIC AND GAS
CO. - Remediation Adjustmet
Charge (RAC) 16 Period

Board of Public Utilities
Two Gateway Center
Newark, New Jersey 07102

Date:

7/1/09

[Signature]
Board of Public Utilities

RECEIVED
STATE OF N.J.
OFFICE OF ADMIN. LAW

2009 JUN 26 P 3:31

STATE OF NEW JERSEY
BOARD OF PUBLIC UTILITIES
OFFICE OF ADMINISTRATIVE LAW

IN THE MATTER OF THE PETITION OF)	
PUBLIC SERVICE ELECTRIC AND GAS)	
COMPANY TO MODIFY ITS MANUFACTURED)	SETTLEMENT
GAS PLANT (MGP) REMEDIATION)	
COMPONENT WITHIN ITS ELECTRIC)	BPU DOCKET NO. ER08121041
SOCIETAL BENEFITS CHARGE (SBC) AND ITS)	
GAS SBC; FOR A BOARD ORDER FINDING)	OAL DOCKET NO. PUCRL 01290-2009N
THAT ITS MGP REMEDIATION WORK)	
PERFORMED DURING THE REMEDIATION)	
ADJUSTMENT CHARGE (RAC) 16)	
PERIOD, AUGUST 1, 2007 TO JULY 31, 2008)	
WAS PRUDENT; THAT THE RESULTING RAC)	
16 COSTS ARE REASONABLE AND)	
AVAILABLE FOR RECOVERY; AND TO MAKE)	
CHANGES IN THE TARIFF FOR ELECTRIC)	
SERVICE B.P.U.N.J. NO. 14 AND TO MAKE)	
CHANGES IN THE TARIFF FOR GAS SERVICE)	
B.P.U.N.J. NO. 14, PURSUANT TO <u>N.J.S.A.</u>)	
48:2-21 AND <u>N.J.S.A.</u> 48:2-21.1)	

APPEARANCES:

Gregory Eisenstark, Esq., for the Petitioner, Public Service Electric and Gas Company

Judith Appel, Esq., Assistant Deputy Public Advocate, and Henry M. Ogden, Esq.,
Assistant Deputy Public Advocate, Department of the Public Advocate, Division of Rate
Counsel (Ronald K. Chen, Public Advocate, Stefanie A. Brand, Director)

Alex Moreau, Deputy Attorney General, for the Staff of the New Jersey Board of Public
Utilities (Anne Milgram, Attorney General of New Jersey)

On December 1, 2008, Public Service Electric and Gas Company (Public
Service, the Company) filed a Motion with the Board of Public Utilities (Board) for an

Order finding that Public Service's Manufactured Gas Plant (MGP) Remediation work performed during the Remediation Adjustment Charge (RAC) period August 1, 2007 through July 31, 2008 (RAC 16) was prudent, and that the resulting RAC 16 costs are reasonable and appropriate for rate recovery. The Company's filing also requested that the Board approve revised tariff sheets for the RAC components of its gas Societal Benefits Charge (SBC) and electric SBC rates that would result in increased annual RAC revenues from the Company's gas customers of approximately \$8.865 million, and increased annual RAC revenues from the Company's electric customers of approximately \$7.533 million. The Company's filing requested authority to (1) increase its Gas RAC factor rate from 0.4159 cents per therm (including Sales and Use Tax, "SUT") to 0.7200 cents per therm (including SUT); and (2) to increase its Electric RAC factor rate for secondary service from 0.0017 cents per kWh (including losses and SUT) to 0.0199 cents per kWh (including losses and SUT), with other voltage level services increased accordingly. The Company proposed a January 1, 2009 effective date for these tariff changes.

Notice setting forth the Company's December 1, 2008 request for an increase in its electric and gas RAC factor rates, including the date, time and place of the public hearings, was placed in newspapers having a circulation within the Company's service territory and was served on the county executives and clerks of all municipalities within the Company's service territory.

Public hearings were scheduled and conducted in Hackensack, New Brunswick, and Mount Holly on June 1, 2, and 4, 2009, respectively. Collectively, four members of the public appeared and commented on the filing.

The Board Staff (Staff) and the Department of the Public Advocate, Division of Rate Counsel (Rate Counsel), the only parties to this proceeding (the Parties), have propounded discovery requests, to which the Company has responded. In addition, Staff, Rate Counsel, and the Company have held settlement and discovery conferences concerning this matter.

NOW, THEREFORE, THE UNDERSIGNED AGREE AS FOLLOWS:

- 1) The Company's MGP Remediation work performed during the RAC 16 period, August 1, 2007 to July 31, 2008, as described in Company witness Bruce A. Preston's testimony (Attachment B to the Company's Motion), was prudent and reasonable, and the resulting RAC 16 costs of \$37.614 million (net of insurance proceeds and other recoveries) are reasonable and appropriate for recovery. This \$37.614 million is net of a deferral of \$53,505 of Natural Resource Damage (NRD)-related MGP costs incurred during the RAC 16 period, plus \$8,543 in NRD-related carrying costs from RAC 12 through the end of the recovery period for RAC 16, for a total of \$62,048 of NRD-related MGP costs that the Company has deferred for future recovery.
- 2) The Parties agree that the current electric and gas RAC rates, approved by the Board on October 3, 2008, should be changed as follows. The current gas RAC

rates shall be increased by \$8.865 million on an annual basis, and the current electric RAC rates shall be increased by \$7.533 million on an annual basis, for a total increase of \$16.398 million on an annual basis. The current secondary service electric RAC factor of 0.0017 cents per kWh (includes losses and sales and use tax or "SUT") would be increased to 0.0199 cents per kWh (including losses and SUT). The other electric services by voltage level (Primary, Subtransmission and High Voltage) will also be increased accordingly. Similarly, the current gas RAC factor of 0.4159 cents per therm (including SUT) would be increased to 0.7200 cents per therm (including SUT). The foregoing rates will allow recovery of 1/7 of the RAC 10 through RAC 16 expenditures. The undersigned agree that the foregoing RAC factors are set so that Public Service may recover \$21.988 million through the gas SBC and \$8.272 million through the electric SBC, for a total of \$30.26 million.

- 3) The Parties agree that upon Board approval of the above rates, the Company is authorized to issue a revised Gas SBC Tariff Sheet No. 41 to reflect the revised RAC charges delineated in Paragraph 2 above applicable to gas customers. The undersigned parties further agree that upon Board approval of the above rates, the Company is authorized to issue a revised Electric SBC Tariff Sheet No. 57 to reflect the revised RAC charges delineated in paragraph 2 above applicable to all electric customers.

- 4) The Parties further agree that the revised RAC factors for gas customers and electric customers as set forth herein, and for gas co-generation customers in accord with their Board-approved contract terms, shall remain effective to recover the above-referenced RAC costs until any new rates are approved by the Board.
- 5) The Parties agree that during the RAC 16 period, the Company properly credited all net proceeds from the sale or lease of MGP properties to the RAC 16 balance, for the benefit of customers.
- 6) The Parties agree that NRD-related MGP expenditures of \$53,505 incurred during the RAC 16 period, plus \$8,543 in NRD-related carrying costs from RAC 12 through the end of the recovery period for RAC 16, for a total of \$62,048 of NRD-related MGP costs, are not included in the net \$37.614 million of RAC 16 costs described in Paragraph 1 above. The Parties further agree that PSE&G shall defer the of NRD-related MGP costs for future recovery. PSE&G agrees to defer the above-indicated \$62,048 of NRD-related MGP expenditures until such future time as the Board specifically addresses the rate recoverability of NRD-related expenditures through the RAC mechanism. The impact of the deferred NRD-related amounts has been included in the new RAC factors set forth in Paragraph 2 of this Settlement.

- 7) The Parties agree that this Settlement is being entered into exclusively for the purpose of resolving the issues in this matter. The parties further agree that this Settlement resolves all issues regarding the Company's RAC 16 filing.
- 8) The Parties agree that this Settlement was negotiated and agreed to in its entirety with each section being mutually dependent on approval of all other sections. Therefore, if the Board modifies any of the terms of this Settlement, each party is given the option, before implementation of any different rate or terms in this case, to accept the change or to resume the proceeding as if no agreement had been reached. If these proceedings are resumed, each party is given the right to return to the position it was in before this settlement was executed.
- 9) The Parties agree that the Company's MGP remediation costs will remain subject to audit by the Board. Additionally, the Company periodically conducts audits of these expenses, similar to its other expenses.
- 10) It is specifically understood and agreed that this Settlement represents a negotiated agreement and has been made exclusively for the purpose of this proceeding. Except as expressly provided herein, the Company, the Board, Board Staff, and Rate Counsel shall not be deemed to have approved, agreed to, or consented to any principle or methodology underlying or supposedly underlying any agreement provided herein in total or by specific item. The Parties further agree that this Settlement Agreement is in no way binding upon

them in any other proceeding, except to enforce the terms of this Settlement Agreement. All rates remain subject to audit by the Board.

PUBLIC SERVICE ELECTRIC AND GAS COMPANY

By: Gregory Eisenstark
Gregory Eisenstark, Esq.

DATED: 6-23-09

ANNE MILGRAM
ATTORNEY GENERAL OF NEW JERSEY
Attorney for the Staff of the New Jersey Board of Public Utilities

BY: _____
Alex Moreau, DAG

DATED: _____

RONALD K. CHEN
PUBLIC ADVOCATE OF NEW JERSEY
STEFANIE A. BRAND, DIRECTOR
DIVISION OF RATE COUNSEL

By: _____
Henry M. Ogden, Esq.
Assistant Deputy Public Advocate

DATED: _____

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PUBLIC SERVICE ELECTRIC AND GAS COMPANY

By: _____
Gregory Eisenstark, Esq.

DATED: _____

ANNE MILGRAM
ATTORNEY GENERAL OF NEW JERSEY
Attorney for the Staff of the New Jersey Board of Public Utilities

BY: 
Alex Moreau, DAG

DATED: 06/23/09

RONALD K. CHEN
PUBLIC ADVOCATE OF NEW JERSEY
STEFANIE A. BRAND, DIRECTOR
DIVISION OF RATE COUNSEL

By: _____
Henry M. Ogden, Esq.
Assistant Deputy Public Advocate

DATED: _____

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PUBLIC SERVICE ELECTRIC AND GAS COMPANY

By: _____
Gregory Eisenstark, Esq.

DATED: _____

ANNE MILGRAM
ATTORNEY GENERAL OF NEW JERSEY
Attorney for the Staff of the New Jersey Board of Public Utilities

BY: _____
Alex Moreau, DAG

DATED: _____

RONALD K. CHEN
PUBLIC ADVOCATE OF NEW JERSEY
STEFANIE A. BRAND, DIRECTOR
DIVISION OF RATE COUNSEL

By: Henry M. Ogden / ja
Henry M. Ogden, Esq.
Assistant Deputy Public Advocate

DATED: 6/24/09